

# HOUSE JOURNAL

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SEVENTY-FIFTH LEGISLATURE, REGULAR SESSION

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## PROCEEDINGS

SEVENTY-SEVENTH DAY (CONTINUED) — WEDNESDAY, MAY 21, 1997

The house met at 10 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 462).

Present — Mr. Speaker; Alexander; Allen; Alvarado; Averitt; Bailey; Berlanga; Bonnen; Bosse; Brimer; Burnam; Carter; Chavez; Chisum; Christian; Clark; Coleman; Cook; Corte; Counts; Crabb; Craddick; Cuellar; Culbertson; Danburg; Davila; Davis; Delisi; Driver; Dukes; Dunnam; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Farrar; Finnell; Flores; Gallego; Galloway; Garcia; Giddings; Glaze; Goodman; Goolsby; Gray; Greenberg; Grusendorf; Gutierrez; Haggerty; Hamric; Hartnett; Hawley; Heflin; Hernandez; Hightower; Hilbert; Hilderbran; Hill; Hinojosa; Hirschi; Hochberg; Hodge; Holzheuser; Horn; Howard; Hunter; Hupp; Isett; Jackson; Janek; Jones, D.; Jones, J.; Junell; Kamel; Keel; Keffer; King; Krusee; Kubiak; Kuempel; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Marchant; Maxey; McCall; McClendon; McReynolds; Merritt; Moffat; Moreno; Mowery; Naishtat; Nixon; Oakley; Oliveira; Olivo; Palmer; Patterson; Pickett; Pitts; Place; Price; Puente; Rabuck; Ramsay; Rangel; Raymond; Reyna, A.; Reyna, E.; Rhodes; Roman; Sadler; Seaman; Serna; Shields; Siebert; Smith; Smithee; Solis; Solomons; Staples; Stiles; Swinford; Talton; Thompson; Tillery; Torres; Turner, B.; Turner, S.; Uher; Van de Putte; Walker; West; Williams; Williamson; Wilson; Wise; Wohlgemuth; Wolens; Woolley; Yarbrough; Zbranek.

Absent, Excused — Telford.

The invocation was offered by Dr. W. Earl Bledsoe, pastor, Cypress United Methodist Church, Cypress, as follows:

O God, we give you thanks for opportunities to relate and share with one another. We declare within our hearts that you have made all the people of the earth for your glory. May we forever serve you in freedom and peace. Give to the leaders and representatives of our great state a zeal for justice and the strength of forbearance, that we may use our liberty in accordance with your gracious will. Help us to remember that you are always within reach. Help us to know and feel your love and your strength. During times of indecision and self-centeredness, lead us to brighter tomorrows. Enable your spirit of grace and cooperation to be at work in the decisions that will be made in this chamber today. We pray for each representative, for our governor, and for all your people working on behalf of the welfare of all the citizens of Texas. In Christ's name we pray. Amen.

## LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for today because of illness in the family:

Telford on motion of D. Jones.

**HR 950 - ADOPTED**  
**(by Raymond)**

Representative Raymond moved to suspend all necessary rules to take up and consider at this time **HR 950**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

**HR 950**, Honoring Leonel "Muy" Garza and the Muy Grande deer hunting contest.

**HR 950** was read and was adopted without objection.

On motion of Representative Berlanga, the names of all the members of the house were added to **HR 950** as signers thereof.

**INTRODUCTION OF GUESTS**

The speaker recognized Representative Raymond, who introduced Leonel "Muy" Garza and his family.

**CAPITOL PHYSICIAN**

The speaker recognized Representative Naishtat who presented Dr. Mathis Blackstock of Austin as the "Doctor for the Day."

The house welcomed Dr. Blackstock and thanked him for his participation in the Physician of the Day Program sponsored by the Texas Academy of Family Physicians.

**HR 844 - ADOPTED**  
**(by Kuempel)**

Representative Kuempel moved to suspend all necessary rules to take up and consider at this time **HR 844**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

**HR 844**, Congratulating Charles Nemir on being named Engineer of the Year by the Travis County chapter of the Texas Society of Professional Engineers.

**HR 844** was read and was adopted without objection.

On motion of Speaker Laney, the names of all the members of the house were added to **HR 844** as signers thereof.

**HR 912 - ADOPTED**  
**(by Kuempel)**

Representative Kuempel moved to suspend all necessary rules to take up and consider at this time **HR 912**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

**HR 912**, Recognizing Ruth Fertel as an Honorary Texan.

**HR 912** was read and was adopted without objection.

On motion of Representative Price, the names of all the members of the house were added to **HR 912** as signers thereof.

### **INTRODUCTION OF GUEST**

The speaker recognized Representative Kuempel, who introduced Ruth Fertel.

### **INTRODUCTION OF GUESTS**

The speaker recognized Representative Greenberg, who introduced Waldine Cason and her husband Lamar.

**HCR 72**, congratulating Waldine Cason on being the first recipient of the Teacher Retirement System of Texas' 40-Year Pin, having been previously adopted, was read.

### **HR 1018 - ADOPTED** (by Hunter)

Representative Hunter moved to suspend all necessary rules to take up and consider at this time **HR 1018**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

**HR 1018**, Honoring Alisia Orosco on receiving a 1997 Make A Difference Day Award.

**HR 1018** was adopted without objection.

### **HR 1014 - ADOPTED** (by Rhodes)

Representative Rhodes moved to suspend all necessary rules to take up and consider at this time **HR 1014**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

**HR 1014**, Recognizing the success of Dripping Springs High School students at the TACS Small Schools Academic Contest.

**HR 1014** was read and was adopted without objection.

### **INTRODUCTION OF GUESTS**

The speaker recognized Representative Rhodes, who introduced Leslieanne Wilder, Adam Robinson, and a group of students from Dripping Springs High School.

### **HR 822 - ADOPTED** (by Serna)

Representative Serna moved to suspend all necessary rules to take up and consider at this time **HR 822**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

**HR 822**, Honoring Araceli Valdez.

**HR 822** was adopted without objection.

**HR 925 - ADOPTED**  
**(by Serna)**

Representative Serna moved to suspend all necessary rules to take up and consider at this time **HR 925**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

**HR 925**, Honoring Ruth Kern for her contributions to the community.

**HR 925** was adopted without objection.

**HR 1019 - ADOPTED**  
**(by Hirschi)**

Representative Hirschi moved to suspend all necessary rules to take up and consider at this time **HR 1019**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

**HR 1019**, Congratulating Dr. Lynn Hoggard on being named 1997 Hardin Professor at Midwestern State University.

**HR 1019** was adopted without objection.

**HR 1021 - ADOPTED**  
**(by Price)**

Representative Price moved to suspend all necessary rules to take up and consider at this time **HR 1021**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

**HR 1021**, Congratulating Audrey Mae Henson-Kiel on attaining her associate of arts degree from Lamar University.

**HR 1021** was adopted without objection.

On motion of Representative Uher, the names of all the members of the house were added to **HR 1021** as signers thereof.

**HR 1010 - ADOPTED**  
**(by Roman, Hirschi, and Hilderbran)**

Representative Roman moved to suspend all necessary rules to take up and consider at this time **HR 1010**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

**HR 1010**, In memory of Dr. Billy B. Ozier.

**HR 1010** was unanimously adopted by a rising vote.

On motion of Representative Uher, the names of all the members of the house were added to **HR 1010** as signers thereof.

**SCR 91 - ADOPTED**  
**(Keel - House Sponsor)**

Representative Keel moved to suspend all necessary rules to take up and consider at this time **SCR 91**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

**SCR 91**, Commending Pamela W. Reese for her service to Alpha Delta Pi Sorority at The University of Texas at Austin.

**SCR 91** was adopted without objection.

**HR 1016 - ADOPTED**  
**(by Palmer)**

Representative Palmer moved to suspend all necessary rules to take up and consider at this time **HR 1016**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

**HR 1016**, Congratulating Heather Lynn Lascola on her graduation from the Texas School for the Deaf.

**HR 1016** was adopted without objection.

**HR 995 - ADOPTED**  
**(by Luna)**

Representative Luna moved to suspend all necessary rules to take up and consider at this time **HR 995**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

**HR 995**, Commemorating the 40th anniversary of the Mesquite Championship Rodeo.

**HR 995** was adopted without objection.

**PROVIDING FOR A LOCAL, CONSENT, AND**  
**RESOLUTIONS CALENDAR**

Representative Carter moved to set a local, consent, and resolutions calendar for 10 a.m. Friday, May 23.

The motion prevailed without objection.

**PROVIDING FOR A CONGRATULATORY AND  
MEMORIAL CALENDAR**

Representative Edwards moved to set a congratulatory and memorial calendar for 10 a.m. Friday, May 23.

The motion prevailed without objection.

**SCR 99 - ADOPTED  
(Greenberg - House Sponsor)**

Representative Greenberg moved to suspend all necessary rules to take up and consider at this time **SCR 99**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

**SCR 99**, Requesting the governor to return **SB 1437** to the house for further consideration.

**Amendment No. 1**

Representative Greenberg offered the following amendment to **SCR 99**:

Amend **SCR 99** by striking "to the house" in the first resolving clause and substituting "to the senate".

Amendment No. 1 was adopted without objection.

**SCR 99**, as amended, was adopted without objection.

(Speaker pro tempore in the chair)

**LOCAL, CONSENT, AND RESOLUTIONS CALENDAR**

**LOCAL CALENDAR  
SECOND READING**

The following bills were laid before the house, read second time, and passed to third reading (members registering votes are shown following the caption):

**SB 15** (Hawley - House Sponsor), A bill to be entitled An Act relating to the maximum tax rate that may be levied by the Live Oak Underground Water Conservation District to pay maintenance and operating expenses.

**SB 16** (Hawley - House Sponsor), A bill to be entitled An Act relating to the creation, administration, powers, duties, operation, and financing of the Bee Groundwater Conservation District; authorizing the issuance of bonds and the imposition of taxes; granting the power of eminent domain.

**SB 1936** (Denny - House Sponsor), A bill to be entitled An Act relating to the composition of the Rockwall County Juvenile Board.

**CONSENT CALENDAR  
SECOND READING**

The following bills were laid before the house, read second time, and passed to third reading (members registering votes are shown following the caption):

**SB 10** (Denny - House Sponsor), A bill to be entitled An Act relating to the authority of certain counties to adopt and enforce a fire code.

**SB 11** (A. Reyna - House Sponsor), A bill to be entitled An Act relating to the enforcement of a child support obligation in a suit to terminate the parent-child relationship.

**SB 12** (A. Reyna - House Sponsor), A bill to be entitled An Act relating to the certification of peace officers as special officers for mental health assignment.

**SB 18** (Danburg - House Sponsor), A bill to be entitled An Act relating to the creation of certain municipal management districts; authorizing the issuance of bonds and the imposition of taxes.

**SB 48** (Keel and McClendon - House Sponsors), A bill to be entitled An Act relating to the definition of "victim" in the context of maintaining the confidentiality of a sex offense victim's identity.

**SB 57** (Hilderbran and Naishtat - House Sponsors), A bill to be entitled An Act relating to participation of certain AFDC recipients in the job opportunities and basic skills (JOBS) training program.

**SB 58** (Hilderbran and Naishtat - House Sponsors), A bill to be entitled An Act relating to continued participation by certain AFDC recipients in the jobs opportunities and basic skills (JOBS) training program.

**SB 60** (Hilderbran and Naishtat - House Sponsors), A bill to be entitled An Act relating to parenting skills training for certain AFDC recipients.

**SB 68** (Place - House Sponsor), A bill to be entitled An Act relating to the priority given to the hearing of certain matters by trial courts.

**CSSB 141** (Oakley and Giddings - House Sponsors), A bill to be entitled An Act relating to the power of a county to seize and sell abandoned real property for delinquent ad valorem taxes.

**SB 224** (Finnell - House Sponsor), A bill to be entitled An Act relating to the authority of county judges to issue certain search warrants.

**SB 337** (Wilson - House Sponsor), A bill to be entitled An Act relating to sanctions that may be imposed on the holder of an alcoholic beverage permit or license.

#### **Amendment No. 1 (Committee Amendment No. 1)**

Representative Wilson offered the following committee amendment to **SB 337**:

Amend **SB 337** as engrossed as follows:

1. on page 1, line 8, delete the added language "determine whether" and restore the stricken word "give"; and,
2. on page 1, line 9, delete the added language "may have"; and,
3. on page 1, line 12 insert "106.03," between "101.63," and "or"; and,
4. delete the following sentence on page 1, line 19-21:

"The commission shall adopt rules addressing when suspension may be imposed without the opportunity to pay a civil penalty."

Amendment No. 1 was adopted without objection.

**SB 395** (Torres - House Sponsor), A bill to be entitled An Act relating to parties authorized to enter into interlocal cooperation contracts.

**Amendment No. 1 (Committee Amendment No. 1)**

Representative G. Lewis offered the following committee amendment to **SB 395**:

Amend **SB 395** by adding the following appropriately numbered section to the bill and renumbering subsequent sections of the bill appropriately:

SECTION \_\_\_\_\_. Section 381.003, Local Government Code, is amended by amending Subsection (c) and adding Subsection (d) to read as follows:

(c) The commissioners court of a county may provide services authorized by Chapter 2308, Government Code, if the commissioners court enters into a contract with a local workforce development board for the provision of services authorized by Chapter 2308, Government Code. The commissioners court may collect fees for the services performed and for unreimbursed costs associated with the provision of the services unless:

(1) state law prohibits the collection of the fee or unreimbursed cost;  
or

(2) the service provided is a service described by Subsections (a) and (b), 29 U.S.C. Section 49f.

(d) This section does not authorize a commissioners court to exercise any ordinance-making authority not otherwise specifically granted by state law.

Amendment No. 1 was adopted without objection.

**Amendment No. 2**

Representative Bailey offered the following amendment to **SB 395**:

Amend **SB 395** by adding the following appropriately numbered section to the bill and renumbering subsequent sections of the bill appropriately:

SECTION \_\_\_\_\_. Chapter 271, Local Government Code, is amended by adding subchapter G, Section 271.103, as follows:

**SUBCHAPTER G. PURCHASES FROM**

**FEDERAL SCHEDULE SOURCES OF SUPPLY.**

Section 271.103. FEDERAL SUPPLY SCHEDULE SOURCES. (a) A local government may purchase goods or services available under Federal supply schedules of the United States General Services Administration to the extent permitted by Federal Law.

(b) A local government that purchases goods or services under this subchapter satisfies any state law requiring the local government to seek competitive bids for the purchase of the goods or services.

Amendment No. 2 was adopted without objection.

**SB 397** (Torres - House Sponsor), A bill to be entitled An Act relating to the qualifications for an investment officer of a regional planning commission, council of government, or similar regional planning agency.

**SB 467** (Place - House Sponsor), A bill to be entitled An Act relating to prohibiting a peace officer or attorney representing the state from requiring that certain complainants submit to polygraph examinations.



**SB 531** (Goolsby - House Sponsor), A bill to be entitled An Act relating to certain officers' duties for driver's license suspension.

**SB 550** (McCall and Burnam - House Sponsors), A bill to be entitled An Act relating to emergency protective orders.

**SB 612** (Van de Putte - House Sponsor), A bill to be entitled An Act relating to a defense to prosecution for endangering a child.

**CSSB 617** (Maxey - House Sponsor), A bill to be entitled An Act relating to the practice and conduct of registered nurses.

**SB 660** (Longoria - House Sponsor), A bill to be entitled An Act relating to the operation of a county sick leave pool program.

**CSSB 745** (Gutierrez - House Sponsor), A bill to be entitled An Act relating to a special license plate for a mother of a person who died while serving in the United States armed forces.

**SB 899** (Denny - House Sponsor), A bill to be entitled An Act relating to the organization and governance of water supply and sewer service corporations.

**CSSB 910** (Maxey - House Sponsor), A bill to be entitled An Act relating to the use of electronic transfer and data matching in connection with certain benefits programs.

**SB 913** (Berlanga - House Sponsor), A bill to be entitled An Act relating to the operation and oversight of the medically underserved community-state matching incentive program.

#### **BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER**

Notice was given at this time that the speaker had signed bills and resolutions in the presence of the house (see the addendum to the daily journal, Signed by the Speaker, House List No. 60).

#### **CONSENT CALENDAR (consideration continued)**

**SB 921** was withdrawn.

#### **MESSAGE FROM THE SENATE**

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 1).

#### **CONSENT CALENDAR (consideration continued)**

**SB 938** (Coleman - House Sponsor), A bill to be entitled An Act relating to expanded hours of operation under the Special Supplemental Nutrition Program for Women, Infants and Children (WIC).

**SB 961** (Cuellar - House Sponsor), A bill to be entitled An Act relating to state formula funding to an institution of higher education and tuition costs for certain resident doctoral students.

**SB 1001** (Allen - House Sponsor), A bill to be entitled An Act relating to the offense of possessing a firearm, illegal knife, club, or prohibited weapon in a place where weapons are prohibited.

**Amendment No. 1 (Committee Amendment No. 1)**

On behalf of Representative Keel, Representative Allen offered the following committee amendment to **SB 1001**:

Amend **SB 1001** on line 7 by adding "or goes with" after the word "possesses".

Amendment No. 1 was adopted without objection.

**SB 1041** (Hunter, Wise, Pitts, Seaman, and Chavez - House Sponsors), A bill to be entitled An Act relating to the creation, powers, and duties of the International Trade Task Force and the promotion and development of international trade. (Christian, Corte, Finnell, Heflin, and Keffer recorded voting no)

**SB 1050** (Bosse - House Sponsor), A bill to be entitled An Act relating to artificial processes affecting ownership of coastal public land.

**SB 1262** (Naishtat - House Sponsor), A bill to be entitled An Act relating to the provision of employment and training for certain persons on public assistance.

**Amendment No. 1 (Committee Amendment No. 1)**

On behalf of Representative Van de Putte, Representative Naishtat offered the following committee amendment to **SB 1262**:

Amend **SB 1262** by inserting Section 2 and renumbering the subsequent sections appropriately.

SECTION 2. Subchapter A, Chapter 302, Labor Code, is amended by adding Section 302.004 to read as follows:

Sec. 302.004. In providing job training and employment services and child care to eligible persons, the Commission, notwithstanding the provisions in this chapter or other law, may establish a need-based formula to allocate funds available under the Personal Responsibility and Work Opportunity Reconciliation Act for job training and employment services and child care to local workforce development areas so as to ensure compliance with federal participation rates and requirements, and full utilization of the funding.

Amendment No. 1 was adopted without objection.

**SB 1284** (Chavez - House Sponsor), A bill to be entitled An Act relating to regulation of new or renovated bedding; providing penalties.

**Amendment No. 1**

On behalf of Representative Corte, Representative Chavez offered the following amendment to **SB 1284**:

Amend **SB 1284** as follows:

(1) On page 10, strike lines 12-14 and substitute "(c) In a criminal proceeding under Subsection (a)(1), (2), or (3), it is not necessary to prove recklessness or criminal negligence."

- (2) On page 16, strike lines 20-25.
- (3) On page 17, strike lines 1-25.
- (4) On page 18, strike lines 1-25.
- (5) On page 19, strike line 1 and substitute "[Sections 345.106-345.130 reserved for expansion]"

Amendment No. 1 was adopted without objection.

**SB 1297** (Davila - House Sponsor), A bill to be entitled An Act relating to disciplinary procedures and peer review for certain medical practitioners; providing administrative penalties.

**SB 1316** (Krusee - House Sponsor), A bill to be entitled An Act relating to fees of office and expenses of water district directors.

**SB 1354** (Craddick - House Sponsor), A bill to be entitled An Act relating to the Board for Lease of University Lands, the leasing, management, and administration of certain public lands, and related fees and penalties.

#### **Amendment No. 1 (Committee Amendment No. 1)**

On behalf of Representative Moffat, Representative Craddick offered the following committee amendment to **SB 1354**:

Amend **SB 1354** as follows:

Strike Sec. 66.61. DEFINITIONS (1) "Affiliate" that begins on page 1, line 9 and renumber subsequent definitions appropriately.

Strike Sec. 66.61 DEFINITIONS (5) "Lessee" that begins on page 1, line 21 and renumber subsequent definitions appropriately.

On page 5, line 24, of Sec. 66.64(b), add the following language after the word "forfeiture":

"The board shall give written notice to each lessee whose leasehold interest may be forfeited. Such notice shall be given at least twenty-one days before the meeting at which the board will consider forfeiture of the lease. The notice shall state the time, date, and place of the meeting of the board and include a statement of the board's policy concerning the public's opportunity to be heard with respect to a declaration of forfeiture. Notice shall be properly given when mailed to the last known address of the lessee based on the records of the board of regents or, if the records do not contain an address, to any address that may reasonably be determined to be an address for the lessee."

Strike Section 66.71. LEASE PROVISIONS (b) that begins on page 12, line 2 and substitute as follows:

"If oil or gas is discovered in paying quantities on any tract covered by a lease, then the lease as to that tract shall remain in force as long as oil and gas is produced in paying quantities from the tract, provided that the other provisions of this subchapter are complied with by the lessee."

Strike Section 66.72 CESSATION OF PRODUCTION; DRILLING AND REWORKING that begins on page 12, line 13 and substitute as follows:

"Section 66.72 CESSATION OF PRODUCTION; DRILLING AND REWORKING. Each lease shall provide that in the event production of oil or gas on the leased premises, after once obtained, shall cease for any cause within 60 days before the expiration of the primary term of such lease or at any time

or times thereafter, such lease shall not terminate, if the lessee commences additional drilling or reworking operations within 60 days thereafter, and such lease shall remain in full force and effect so long as such operations continue in good faith and in workmanlike manner, without interruptions, totalling more than 60 days during any one such operation; and if such drilling or reworking operations result in the production of oil and/or gas, such lease shall remain in full force and effect so long as oil or gas is produced therefrom in paying quantities or payment of shut-in gas well royalty or compensatory royalties is made as hereinafter provided in this subchapter."

Strike the last sentence of Sec. 66.76, ASSIGNMENT, RELINQUISHMENT, subsection (c) which begins on page 15, line 25.

On page 17, line 8, strike "other information as may be required by the board of regents" and substitute "University lease numbers".

Strike Sec. 66.77(e) entirely and renumber the subsequent subsections appropriately.

On page 20, line 3, insert the following after "then" and before "delivery": "the board may elect".

On page 20, line 4, after "gas" and before "by" insert: "shall be at the wellhead, at the oil and gas separator, into a pipeline connected at the well, or at such other location as may be specified in a royalty in kind provision in the lease or other agreement. Such delivery".

Strike Sec. 66.80(b) and substitute the following:

"(b) The books and accounts, receipts and discharges of all wells, tanks, pools, meters, pipelines, and all contracts and other records pertaining to the production, transportation, sale, and marketing of the oil and gas shall at all times be subject to the inspection, examination, and copying by the commissioner of the general land office, the attorney general, the governor, the board of regents, or the board, or the representative of any of them."

Add Sec. 66.82(c) to read as follows:

"The board, in its sole discretion, may authorize reinstatement of a forfeited lease on terms the board may determine at the time of the declaration of forfeiture."

Strike Section 2, Subsection (d) that begins on page 48, line 20 and renumber subsequent sections appropriately.

Strike Section 3, Subsection (a) that begins on page 49, line 12 and renumber subsequent sections appropriately.

Amendment No. 1 was adopted without objection.

**SB 1450** (Allen - House Sponsor), A bill to be entitled An Act relating to the terms of tax abatement agreements entered into by the Dallas County Flood Control District No. 1.

**SB 1478** (Smithee - House Sponsor), A bill to be entitled An Act relating to the issuance of a marriage license.

**SB 1479** (Roman and Goodman - House Sponsors), A bill to be entitled An Act relating to civil immunity for volunteers for institutions of higher education.

**SB 1546** (E. Reyna and McClendon - House Sponsors), A bill to be entitled An Act relating to the operation of a crime stoppers organization.

**SB 1579** (Keel - House Sponsor), A bill to be entitled An Act relating to the requisition for the return of a person charged with crime in this state.

**SB 1594** (Hirschi - House Sponsor), A bill to be entitled An Act relating to the enforcement and collection of child support; providing a penalty.

**SB 1623** (Isett - House Sponsor), A bill to be entitled An Act relating to the power of the Lubbock County Hospital District to provide facilities and hospital-related equipment, supplies, and services to Lubbock County for the use of the medical examiner's office.

**SB 1676** (Stiles - House Sponsor), A bill to be entitled An Act relating to the terms of office of the members of and the composition of the Crime Stoppers Advisory Council.

**SB 1728** (Gallego - House Sponsor), A bill to be entitled An Act relating to procedures in death penalty cases.

**SB 1793** (Hilderbran - House Sponsor), A bill to be entitled An Act relating to the power and authority of the Upper Guadalupe River Authority to borrow money for any corporate purpose or combination of corporate purposes.

#### **Amendment No. 1**

Representatives Hilderbran and Carter offered the following amendment to **SB 1793**:

Amend **SB 1793** as follows:

On page 1, between lines 20-21, insert the following and renumber the subsequent subsections appropriately: "(c) A note issued under this section may not exceed \$1,000,000."

Amendment No. 1 was adopted without objection.

**SB 1805** (Sadler - House Sponsor), A bill to be entitled An Act relating to the adoption or increase of local sales and use taxes by a municipality or county for which previous elections adopting such taxes were invalid. (Clark, Corte, Finnell, and Heflin recorded voting no)

**SB 1811** (Goolsby - House Sponsor), A bill to be entitled An Act relating to energy conservation measures by institutions of higher education, including the financing of such measures.

**CSSB 1824** (Haggerty - House Sponsor), A bill to be entitled An Act relating to the formation of an integrated health care system by the El Paso County Hospital District and a medical school.

**SB 1827** (Moreno - House Sponsor), A bill to be entitled An Act relating to characteristics of a defendant that shall not be used by a judge to deny community supervision.

**SB 1835** (McClendon - House Sponsor), A bill to be entitled An Act relating to the punishment for the offense of unlawful restraint. (Christian and Keffer recorded voting no)

**CSSB 1888** (Jackson - House Sponsor), A bill to be entitled An Act relating to the repeal of the authority to abolish certain conservation and reclamation districts that become part of more than one municipality.

**SB 1925** (Telford - House Sponsor), A bill to be entitled An Act relating to preferential rights to purchase certain surveyed, unsold land in Cass County dedicated to the permanent school fund.

**CSSB 1930** (Telford - House Sponsor), A bill to be entitled An Act relating to the creation of the Red River Redevelopment Authority; granting the authority to issue bonds; authorizing a tax.

**SB 1938** (Rhodes - House Sponsor), A bill to be entitled An Act relating to the Hays County juvenile probation department.

### **LOCAL CALENDAR SECOND READING**

The following bills were laid before the house, read second time, and passed to third reading (members registering votes are shown following the caption):

**HB 3608** was withdrawn and, pursuant to Rule 6, Section 24, of the House Rules, was returned to the Committee on Calendars.

### **RESOLUTIONS CALENDAR**

The chair laid before the house the following resolution on committee report:

**HCR 214** (by Flores), Designating Mission the Home of the Grapefruit.

**HCR 214** was read and was adopted without objection.

### **INTRODUCTION OF GUESTS**

The chair recognized Representative Flores, who introduced a delegation from Mission.

### **ADJOURNMENT**

Representative Roman moved that the house adjourn until 11:40 a.m. today.

The motion prevailed without objection.

The house accordingly, at 11:34 a.m., adjourned until 11:40 a.m. today.

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### **ADDENDUM**

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### **SIGNED BY THE SPEAKER**

The following bills and resolutions were today signed in the presence of the house by the speaker:

#### **House List No. 60**

**HB 3, HB 107, HB 131, HB 212, HB 213, HB 606, HB 909, HB 979, HB 996, HB 1052, HB 1055, HB 1091, HB 1128, HB 1200, HB 1216, HB 1254, HB 1257, HB 1279, HB 1280, HB 1345, HB 1428, HB 1460, HB 1521, HB 1576, HB 1673, HB 1761, HB 1826, HB 2105, HB 2119, HB 2183, HB 2254, HB 2353, HB 2519, HB 2666, HB 2683, HB 2702,**

**HB 2877, HB 2933, HB 3366, HB 3443, HB 3579, HB 3585, HB 3594, HCR 248, HCR 259, HCR 273**

**MESSAGES FROM THE SENATE**

The following messages from the senate were today received by the house:

**Message No. 1**

MESSAGE FROM THE SENATE  
SENATE CHAMBER  
Austin, Texas  
Wednesday, May 21, 1997

The Honorable Speaker of the House  
House Chamber  
Austin, Texas

Mr. Speaker:

I am directed by the Senate to inform the House that the Senate has taken the following action:

**THE SENATE HAS PASSED THE FOLLOWING MEASURES:**

**HB 137** West, George "Buddy" SPONSOR: Truan  
Relating to the qualifications of certain charitable organizations for an exemption from ad valorem taxation.  
(COMMITTEE SUBSTITUTE)

**HB 155** Greenberg SPONSOR: Madla  
Relating to the listing and registration of family homes; providing penalties.  
(AMENDED)

**HB 446** Maxey SPONSOR: Moncrief  
Relating to the establishment of trusts for certain recipients of medical assistance.

**HB 685** Turner, Bob SPONSOR: Lucio, Jr.  
Relating to issuance of special license plates for a vehicle used to transport a person with a disability.

**HB 1504** Dutton SPONSOR: Ellis  
Relating to the reimbursement of jurors.

**HB 1909** Maxey SPONSOR: Truan  
Relating to the methods used to extend the period of supported employment for recipients of Temporary Assistance for Needy Families.  
(AMENDED)

**HB 2017** Maxey SPONSOR: Shapleigh  
Relating to telemedicine services provided under the Medicaid and Medicare programs.  
(COMMITTEE SUBSTITUTE/AMENDED)

**HB 2522** Finnell SPONSOR: Luna  
Relating to the operation of a motorcycle on a public street or highway.  
(AMENDED)

**HB 2600** King SPONSOR: Lucio, Jr.  
Relating to the collection of delinquent obligations to the state.

**HB 2649** Hamric SPONSOR: Lindsay  
Relating to the maximum ad valorem tax rate for certain rural fire prevention districts.

**HCR 226** Wise SPONSOR: Lucio, Jr.  
Commending Weslaco's designation as a Main Street City.

**HCR 268** Glaze SPONSOR: Cain  
Commemorating the unveiling of the Mercer Colony Historical Marker.

**HJR 96** Hamric SPONSOR: Lindsay  
Proposing a constitutional amendment to authorize the legislature to authorize an ad valorem tax of five cents for each \$100 of taxable property in rural fire prevention districts located in Harris County.

**SCR 101** Madla  
Requesting the governor to return **SB 1568** to the Senate for further consideration.

Respectfully,

Betty King  
Secretary of the Senate